

FORM PTO-1390
(Rev. 12-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

Attorney's Docket Number

JAB-1714US

U.S. Application No. (if known, see 37 CFR 1.5)

10/518887International Application No.
PCT/EP03/050241International Filing Date
19 June 2003Priority Date Claimed
24 June 2002

Title of Invention

PROCESS FOR THE PRODUCTION OF N-(2,6-DIMETHYL-PHENYL)-2-PIPERAZIN-1-YL-ACETAMIDE

Applicant(s) for DO/EO/US

Michel Joseph Maurice Andre Guillaume, Jozef Ludo Jan Cuypers, Ivan Joseph Maria Vervest, Stefan Marcel Herman Leurs, and Dirk De Smaele

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau), as well as the Published Application No. WO 2004/000824 A1
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
14. ☐ An Application Data sheet under 37 CFR 1.76
15. ☐ A substitute specification.
16. ☒ A power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Express Mail Certificate

| | | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------------------------------------------------------------------------|-------------|----------------------------------------|-----------|
| U.S. Application No. <u>10/7518887</u> (37 CFR 1.53) | | International Application No. <u>CT/EP03/050241</u> | | Attorney's Docket Number JAB-1714US | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | | | | |
| <input checked="" type="checkbox"/> a) Basic national fee | | \$300.00 | | | |
| <input checked="" type="checkbox"/> b) Examination fee | | \$200.00 | | | |
| <input checked="" type="checkbox"/> c) Search fee | | \$500.00 | | | |
| TOTAL OF ABOVE CALCULATIONS= | | \$1000.00 | | | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| -100= | /50= | | \$250.00 | | |
| | | | | \$ 1000.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| Claims | Number Filed | Number Extra | Rate | \$ | |
| Total Claims | 7 - 20 = | 0 | x \$ 50.00 | \$ 0 | |
| Independent Claims | 1 - 3 = | 0 | x \$ 200.00 | \$ 0 | |
| Multiple Dependent Claim(s) (if applicable) | | | + \$360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS | | | = | \$1000.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2 | | | | + | |
| SUBTOTAL | | | = | \$1000.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | |
| TOTAL NATIONAL FEE | | | = | \$1000.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$ 0 | |
| TOTAL FEES ENCLOSED | | | = | \$1000.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | charged: | \$1000.00 |

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 10-0750/JAB-1714US/HBW in the amount of \$1000.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 10-0750/JAB-1714US/HBW. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Philip S. Johnson, Esq

Johnson & Johnson

One Johnson & Johnson Plaza

New Brunswick, NJ 08933-7003

USA

Hal Bunt Woodrow
Signature

Hal B. Woodrow
Name

32,501
Registration Number

December 21, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Guillaume, Michel Joseph Maurice Andre et al.

For: PROCESS FOR THE PRODUCTION OF N-(2,6-DIMETHYL-PHENYL)-2-PIPERAZIN-1-YL-ACETAMIDE

Express Mail Certificate

"Express Mail" mailing number: EV 488942166 US

Date of Deposit: December 21, 2004

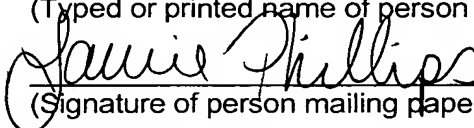
I hereby certify that this entry into the National Phase pursuant to 35 USC 371 contains complete application:

| | | |
|-------------------------------------|--------------------------------------------|------------------------------|
| <input checked="" type="checkbox"/> | Express Mail Certificate | (1 page) |
| <input checked="" type="checkbox"/> | Return Receipt Postcard | (1 page) |
| <input checked="" type="checkbox"/> | PCT FORM 1390 Transmittal | (2 pages & 2 copies of same) |
| <input checked="" type="checkbox"/> | Copy of International Application as filed | (10 pages) |
| <input checked="" type="checkbox"/> | Power of Attorney of Inventors | (5 pages) |
| <input checked="" type="checkbox"/> | Declaration of Inventors | (4 pages) |
| <input checked="" type="checkbox"/> | Preliminary Amendment | (5 pages) |
| <input checked="" type="checkbox"/> | Information Disclosure Statement | (4 pages) |
| <input checked="" type="checkbox"/> | Form PTO-1449 (w/references) | (1 page) |
| <input checked="" type="checkbox"/> | Form 609D | (1 page) |

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee; service under 37 CFR 1.10 on the date indicated above is addressed to the Mail Stop: PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450..

Laurie Phillips

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)